

Mr. POLIS. Mr. Speaker, on that I demand the yeas and nays.

The yeas and nays were ordered.

The SPEAKER pro tempore. Pursuant to clause 8 of rule XX, further proceedings on this question will be postponed.

RECESS

The SPEAKER pro tempore. Pursuant to clause 12(a) of rule I, the Chair declares the House in recess subject to the call of the Chair.

Accordingly (at 1 o'clock and 32 minutes p.m.), the House stood in recess.

□ 1402

AFTER RECESS

The recess having expired, the House was called to order by the Speaker pro tempore (Mr. WOMACK) at 2 o'clock and 2 minutes p.m.

ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE

The SPEAKER pro tempore. Pursuant to clause 8 of rule XX, proceedings will resume on questions previously postponed.

Votes will be taken in the following order:

The question on ordering the previous question on House Resolution 429; and

Adoption of the resolution, if ordered.

The first electronic vote will be conducted as a 15-minute vote. The remaining electronic vote will be conducted as a 5-minute vote.

PROVIDING FOR CONSIDERATION OF H.R. 3309, INNOVATION ACT; AND PROVIDING FOR CONSIDERATION OF H.R. 1105, SMALL BUSINESS CAPITAL ACCESS AND JOB PRESERVATION ACT

The SPEAKER pro tempore. The unfinished business is the vote on ordering the previous question on the resolution (H. Res. 429) providing for consideration of the bill (H.R. 3309) to amend title 35, United States Code, and the Leahy-Smith America Invents Act to make improvements and technical corrections, and for other purposes; and (H.R. 1105) to amend the Investment Advisers Act of 1940 to provide a registration exemption for private equity fund advisers, and for other purposes, on which the yeas and nays were ordered.

The Clerk read the title of the resolution.

The SPEAKER pro tempore. The question is on ordering the previous question.

The vote was taken by electronic device, and there were—yeas 220, nays 194, not voting 17, as follows:

[Roll No. 618]

YEAS—220

Aderholt  
Amash  
Amodei  
Bachmann  
Bachus  
Barletta  
Barr  
Barton  
Benishek  
Bentivolio  
Bilirakis  
Bishop (UT)  
Black  
Blackburn  
Boustany  
Brady (TX)  
Bridenstine  
Brooks (AL)  
Brooks (IN)  
Broun (GA)  
Buchanan  
Bucshon  
Burgess  
Calvert  
Camp  
Cantor  
Capito  
Carter  
Cassidy  
Chabot  
Chaffetz  
Coble  
Coffman  
Cole  
Collins (GA)  
Collins (NY)  
Conaway  
Cook  
Cotton  
Cramer  
Crawford  
Crenshaw  
Daines  
Davis, Rodney  
Denham  
Dent  
DeSantis  
DesJarlais  
Diaz-Balart  
Duffy  
Duncan (SC)  
Duncan (TN)  
Ellmers  
Farenthold  
Fincher  
Fitzpatrick  
Fleischmann  
Fleming  
Flores  
Forbes  
Fortenberry  
Foxy  
Franks (AZ)  
Frelinghuysen  
Gardner  
Garrett  
Gerlach  
Gibbs  
Gibson  
Gohmert  
Goodlatte  
Gosar  
Gowdy  
Granger

NAYS—194

Andrews  
Barber  
Barrow (GA)  
Bass  
Beatty  
Becerra  
Bera (CA)  
Bishop (NY)  
Blumenauer  
Bonamici  
Brady (PA)  
Bralley (IA)  
Brown (FL)  
Brownley (CA)  
Bustos  
Butterfield  
Capps  
Capuano  
Cárdenas  
Carney

Graves (GA)  
Griffin (AR)  
Griffith (VA)  
Grimm  
Guthrie  
Hall  
Hanna  
Harper  
Harris  
Hartzer  
Hastings (WA)  
Heck (NV)  
Hensarling  
Holding  
Hudson  
Huelskamp  
Huizenga (MI)  
Hultgren  
Hunter  
Hurt  
Issa  
Jenkins  
Johnson (OH)  
Johnson, Sam  
Jones  
Jordan  
Joyce  
Kelly (PA)  
King (IA)  
King (NY)  
Kingston  
Kinzinger (IL)  
Kline  
Labrador  
LaMalfa  
Lamborn  
Lance  
Lankford  
Latham  
Latta  
LoBiondo  
Long  
Lucas  
Luetkemeyer  
Marchant  
Marino  
Massie  
McAllister  
McCarthy (CA)  
McCaul  
McClintock  
McHenry  
McKeon  
McKinley  
Meadows  
Meehan  
Messer  
Mica  
Miller (FL)  
Miller (MI)  
Mullin  
Mulvaney  
Murphy (PA)  
Neugebauer  
Noem  
Nugent  
Nunes  
Nunnelee  
Olson  
Palazzo  
Paulsen  
Pearce  
Perry  
Petri

Fudge  
Gabbard  
Gallego  
Garamendi  
Garcia  
Green, Al  
Green, Gene  
Grijalva  
Gutiérrez  
Hahn  
Hanabusa  
Hastings (FL)  
Heck (WA)  
Higgins  
Himes  
McNerney  
Meeke  
Holt  
Honda  
Horsford  
Hoyer  
Huffman  
Israel  
Jackson Lee  
Jeffries  
Johnson (GA)  
Johnson, E. B.  
Kaptur  
Keating  
Kelly (IL)  
Kennedy  
Kildee  
Kilmer  
Kind  
Kirkpatrick  
Kuster  
Langevin  
Larsen (WA)  
Larson (CT)  
Lee (CA)  
Levin  
Lewis  
Lipinski  
Loebsack  
Lofgren  
Lowenthal  
Lowe

NOT VOTING—17

Bishop (GA)  
Campbell  
Culberson  
Eynar  
Gingrey (GA)  
Graves (MO)

Lujan Grisham (NM)  
Luján, Ben Ray (NM)  
Lynch  
Maffei  
Maloney, Carolyn  
Maloney, Sean  
Matheson  
Matsui  
McCollum  
McDermott  
McGovern  
McIntyre  
Scott, David  
McNerney  
Meeke  
Meng  
Michaud  
Miller, George  
Moore  
Moran  
Murphy (FL)  
Nadler  
Napolitano  
Neal  
Negrete McLeod  
Nolan  
O'Rourke  
Owens  
Pallone  
Pascrell  
Pastor (AZ)  
Payne  
Pelosi  
Perlmutter  
Peters (CA)  
Peters (MI)  
Peterson  
Pingree (ME)  
Pocan  
Polis  
Price (NC)  
Quigley  
Rahall  
Rangel  
Richmond

NOT VOTING—17

Grayson  
Herrera Beutler  
Lummis  
McCarthy (NY)  
McMorris  
Rodgers

□ 1428

Messrs. O'ROURKE, LEVIN, JOHNSON of Georgia, DEUTCH, and BEN RAY LUJÁN of New Mexico changed their vote from "yea" to "nay."

Mr. POE of Texas changed his vote from "nay" to "yea."

So the previous question was ordered. The result of the vote was announced as above recorded.

The SPEAKER pro tempore. The question is on the resolution.

The question was taken; and the Speaker pro tempore announced that the ayes appeared to have it.

RECORDED VOTE

Mr. POLIS. Mr. Speaker, I demand a recorded vote.

A recorded vote was ordered. The SPEAKER pro tempore. This is a 5-minute vote.

The vote was taken by electronic device, and there were—ayes 229, noes 185, not voting 17, as follows:

[Roll No. 619]

AYES—229

Aderholt  
Amash  
Amodei  
Bachmann  
Bachus  
Barber  
Barletta  
Barr  
Barton

Benishek  
Bentivolio  
Bilirakis  
Bishop (UT)  
Black  
Blackburn  
Boustany  
Brady (TX)  
Bridenstine

Brooks (AL)  
Brooks (IN)  
Broun (GA)  
Buchanan  
Bucshon  
Burgess  
Calvert  
Camp  
Cantor

Capito	Huizenga (MI)	Renacci	Kind	Nadler	Schwartz
Cárdenas	Hultgren	Ribble	Kirkpatrick	Napolitano	Scott (VA)
Carter	Hunter	Rice (SC)	Kuster	Neal	Scott, David
Cassidy	Hurt	Rigell	Langevin	Negrete McLeod	Serrano
Chabot	Issa	Roby	Larsen (WA)	Nolan	Sewell (AL)
Chaffetz	Jenkins	Roe (TN)	Larson (CT)	O'Rourke	Shea-Porter
Coble	Johnson (OH)	Rogers (AL)	Lee (CA)	Owens	Sherman
Coffman	Johnson, Sam	Rogers (KY)	Levin	Pallone	Slaughter
Cole	Jones	Rogers (MI)	Lewis	Pascrell	Smith (WA)
Collins (GA)	Jordan	Rohrabacher	Lipinski	Pastor (AZ)	Speier
Collins (NY)	Joyce	Rokita	Loeb sack	Payne	Swalwell (CA)
Conaway	Kelly (PA)	Rooney	Lofgren	Pelosi	Takano
Cook	King (IA)	Ros-Lehtinen	Lowenthal	Perlmutter	Thompson (CA)
Cooper	King (NY)	Roskam	Lowey	Peters (CA)	Thompson (MS)
Cotton	Kingston	Ross	Lujan Grisham	Peters (MI)	Tierney
Cramer	Kinzing er (IL)	Rothfus	(NM)	Peterson	Titus
Crawford	Kline	Royce	Luján, Ben Ray	Pingree (ME)	Tonko
Crenshaw	Labrador	Runyan	(NM)	Pocan	Tsongas
Daines	LaMalfa	Ryan (WI)	Lynch	Polis	Van Hollen
Davis, Rodney	Lamborn	Salmon	Maffei	Price (NC)	Vargas
Denham	Lance	Sanford	Maloney,	Quigley	Veasey
Dent	Lankford	Scalise	Carolyn	Rangel	Vela
DeSantis	Latham	Schock	Maloney, Sean	Richmond	Velázquez
DesJarlais	Latta	Schweikert	Matheson	Roybal-Allard	Visclosky
Diaz-Balart	LoBiondo	Schweitt,	Matsui	Ruiz	Walz
Duckworth	Long	Scott, Austin	McCollum	Ruppersberger	Wasserman
Duffy	Lucas	Sensenbrenner	McDermott	Ryan (OH)	Schultz
Duncan (SC)	Luetkemeyer	Sessions	McGovern	Sánchez, Linda	Waters
Duncan (TN)	Markant	Shimkus	McNerney	T.	Watt
Ellmers	Marino	Shuster	Meeks	Sanchez, Loretta	Waxman
Farenthold	Massie	Simpson	Meng	Sarbanes	Welch
Fincher	McAllister	Sinema	Michaud	Schakowsky	Wilson (FL)
Fitzpatrick	McCarthy (CA)	Smith (MO)	Miller, George	Schiff	Yarmuth
Fleischmann	McCaul	Smith (NE)	Moore	Schneider	
Fleming	McClintock	Smith (NJ)	Moran	Schrader	
Flores	McHenry	Smith (TX)			
Forbes	McIntyre	Southerland			
Fortenberry	McKeon	Stewart	Bishop (GA)	Grayson	Miller, Gary
Fox	McKinley	Stivers	Campbell	Herrera Beutler	Radel
Franks (AZ)	Meadows	Stutzman	Culberson	Lummis	Reed
Frelinghuysen	Meehan	Terry	Enyart	McCarthy (NY)	Rush
Gardner	Messer	Thompson (PA)	Gingrey (GA)	McMorris	Sires
Garrett	Mica	Thornberry	Graves (MO)	Rodgers	Stockman
Gerlach	Miller (FL)	Tiberi			
Gibbs	Miller (MI)	Tipton			
Gibson	Mullin	Turner			
Gohmert	Mulvaney	Upton			
Goodlatte	Murphy (FL)	Valadao			
Gosar	Murphy (PA)	Wagner			
Gowdy	Neugebauer	Walberg			
Granger	Noem	Walden			
Graves (GA)	Nugent	Walorski			
Griffin (AR)	Griffin (AR)	Weber (TX)			
Griffith (VA)	Nunnelee	Webster (FL)			
Grimm	Olson	Wenstrup			
Guthrie	Palazzo	Westmoreland			
Hall	Paulsen	Whitfield			
Hanna	Pearce	Williams			
Harper	Perry	Wilson (SC)			
Harris	Petri	Wittman			
Hartzler	Pittenger	Wolf			
Hastings (WA)	Pitts	Womack			
Heck (NV)	Poe (TX)	Woodall			
Hensarling	Pompeo	Yoder			
Himes	Posey	Yoho			
Holding	Price (GA)	Young (AK)			
Hudson	Rahall	Young (IN)			
Huelskamp	Reichert				

## NOES—185

Andrews	Connolly	Gallego
Barrow (GA)	Conyers	Garamendi
Bass	Costa	García
Beatty	Courtney	Green, Al
Becerra	Crowley	Green, Gene
Bera (CA)	Cuellar	Grijalva
Bishop (NY)	Cummings	Gutiérrez
Blumenauer	Davis (CA)	Hahn
Bonamici	Davis, Danny	Hanabusa
Brady (PA)	DeFazio	Hastings (FL)
Braley (IA)	DeGette	Heck (WA)
Brown (FL)	Delaney	Higgins
Brownley (CA)	DeLauro	Hinojosa
Bustos	DelBene	Holt
Butterfield	Deutch	Honda
Capps	Dingell	Horsford
Capuano	Doggett	Hoyer
Carney	Doyle	Huffman
Carson (IN)	Edwards	Israel
Cartwright	Ellison	Jackson Lee
Castor (FL)	Engel	Jeffries
Castro (TX)	Eshoo	Johnson (GA)
Chu	Esty	Johnson, E. B.
Cicilline	Farr	Kaptur
Clarke	Fattah	Keating
Clay	Foster	Kelly (IL)
Cleaver	Frankel (FL)	Kennedy
Clyburn	Fudge	Kildee
Cohen	Gabbard	Kilmer

sisting of the text of Rules Committee Print 113-29 shall be considered as adopted, and the bill, as amended, shall be considered read.

The text of the bill, as amended, is as follows:

H.R. 1105

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,*

**SECTION 1. SHORT TITLE.**

*This Act may be cited as the "Small Business Capital Access and Job Preservation Act".*

**SEC. 2. REGISTRATION AND REPORTING EXEMPTIONS RELATING TO PRIVATE EQUITY FUNDS ADVISORS.**

*Section 203 of the Investment Advisers Act of 1940 (15 U.S.C. 80b-3) is amended by adding at the end the following:*

*"(o) EXEMPTION OF AND REPORTING REQUIREMENTS BY PRIVATE EQUITY FUNDS ADVISORS.—*

*"(1) IN GENERAL.—Except as provided in this subsection, no investment adviser shall be subject to the registration or reporting requirements of this title with respect to the provision of investment advice relating to a private equity fund or funds, provided that each such fund has not borrowed and does not have outstanding a principal amount in excess of twice its invested capital commitments.*

*"(2) MAINTENANCE OF RECORDS AND ACCESS BY COMMISSION.—Not later than 6 months after the date of enactment of this subsection, the Commission shall issue final rules—*

*"(A) to require investment advisers described in paragraph (1) to maintain such records and provide to the Commission such annual or other reports as the Commission taking into account fund size, governance, investment strategy, risk, and other factors, as the Commission determines necessary and appropriate in the public interest and for the protection of investors; and*

*"(B) to define the term 'private equity fund' for purposes of this subsection."*

The SPEAKER pro tempore. After 1 hour of debate on the bill, as amended, it shall be in order to consider the further amendment printed in part B of House Report 113-283, if offered by the gentlewoman from New York (Mrs. MALONEY), or her designee, which shall be considered read and shall be separately debatable for 10 minutes equally divided and controlled by the proponent and an opponent.

The gentleman from Texas (Mr. HENSARLING) and the gentlewoman from California (Ms. WATERS) each will control 30 minutes.

The Chair recognizes the gentleman from Texas.

## GENERAL LEAVE

Mr. HENSARLING. Mr. Speaker, I ask unanimous consent that all Members have 5 legislative days within which to revise and extend their remarks and submit extraneous material for the RECORD on H.R. 1105, currently under consideration.

The SPEAKER pro tempore. Is there objection to the request of the gentleman from Texas?

There was no objection.

Mr. HENSARLING. Mr. Speaker, I yield myself such time as I may consume.

Mr. Speaker, since Congress was not in session last week, perhaps some of my colleagues missed the front page headline from The Washington Post. I read: "Among American Workers, Poll

## NOT VOTING—17

Bishop (GA)	Grayson	Miller, Gary
Campbell	Herrera Beutler	Radel
Culberson	Lummis	Reed
Enyart	McCarthy (NY)	Rush
Gingrey (GA)	McMorris	Sires
Graves (MO)	Rodgers	Stockman

## ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE

The SPEAKER pro tempore (during the vote). There are 2 minutes remaining.

□ 1434

So the resolution was agreed to.

The result of the vote was announced as above recorded.

A motion to reconsider was laid on the table.

## PERSONAL EXPLANATION

Mr. GINGREY of Georgia. Mr. Speaker, on rollcall No. 618 on ordering the previous question on H. Res. 429, providing consideration of the bills H.R. 1105—the Small Business Capital Access and Job Preservation Act—and H.R. 3309—the Innovation Act—I am not recorded due to a family medical emergency. Had I been present, I would have voted "yea."

Mr. Speaker, on rollcall No. 619 on adoption of H. Res. 429, providing consideration of the bills H.R. 1105—the Small Business Capital Access and Job Preservation Act—and H.R. 3309—the Innovation Act—I am not recorded due to a family medical emergency. Had I been present, I would have voted "yea."

## SMALL BUSINESS CAPITAL ACCESS AND JOB PRESERVATION ACT

Mr. HENSARLING. Mr. Speaker, pursuant to House Resolution 429, I call up the bill (H.R. 1105) to amend the Investment Advisers Act of 1940 to provide a registration exemption for private equity fund advisers, and for other purposes, and ask for its immediate consideration in the House.

The Clerk read the title of the bill.

The SPEAKER pro tempore. Pursuant to House Resolution 429, an amendment in the nature of a substitute con-